**IN THE HICH COURT OF UTTARANCHAL AT NAINITAL**

**W.P. No. 205 of 2004 (S/B)**

Dr. Anil Pratap Mal …… Petitioner

Versus

State of Uttaranchal & others ……. Respondents

Mr. Sudhir Singh, learned counsel for the petitioner.
Mr. K.P. Upadhayaya, learned Brief Holder on behalf of State.

**Hon. P.C. Verma, A.C.J.**
**Hon. P.C. Pant, J.**

By means of his writ petition, petitioner has challenged the transfer order dated 25.6.2004 passed by respondent No. 2, which is contained in Annexure 5 to the writ petition.

We have heard Mr. Sudhir Singh, learned counsel for the petitioner and learned Standing Counsel for the State.

The petitioner was appointed as Medical Officer in the Department of Ayurvedic and Unani Services on 28.2.1992 and joined his duty on 25.3.1992. Since the date of appointment, the petitioner served from 26.3.1992 to 31.12.1992 and from 01.03.1993 to August 1998 at Basar, District Almora. By the impugned order dated 25.6.2004, the petitioner has been transferred from Sone, District Almora to Okhal Dunga, District Nainital.

From the perusal of the transfer order, it is evident that this transfer order dated 25.6.2004 has been passed in the public interest. No malafide has been alleged in the writ petition.

Since, the transfer order has been passed in the public interest, this Court is not inclined to interfere with the impugned order dated 25.6.2004. However, petitioner shall be at liberty to make a representation to the Authority concerned and if such a representation is made, that shall be decided by the Authority concerned within 10 days.

Accordingly, the writ petition is dismissed in limine.

**(P.C. Pant, J.)** **(P.C. Verma, A.C.J.)**

Dt. 14.07.2004.
G